

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Establishment – Smt.R.Malathi(A-2) and V.Subrahmanyam(A-3), (under suspension) both Assistant Accounts Officers in the O/o. the State Project Director, District Primary Education Programme(DPEP), Sarva Siksha Abhiyan(SSA), Hyderabad – Involvement in the case of criminal misappropriation and conspiracy for pecuniary gain – Sanction of Prosecution under section 19(1) of Prevention of Corruption Act, 1988 besides section 197 Criminal Procedure Code – Orders – Issued.

X-X
EDUCATION (SE.VIG.II & COORDN.) DEPARTMENT

G.O.Ms.No.48

Dated:24-03-2009

ORDER:-

Whereas Smt.R.Malathi(A-2), W/o. Rama Krishna and V.Subrahmanyam (A-3), S/o.late Suryanarayana worked as Assistant Accounts Officers in the O/o. the State Project Director, District Primary Education Programme (DPEP), Sarva Siksha Abhiyan (SSA), Hyderabad and as such they are public servants within the meaning of section 21 of Indian Penal Code, 1860 (Act No.45 of 1860) and section 2(c) of Prevention of Corruption Act, 1988(Act No.49 of 1988).

2. And whereas, it is reported by the Additional Director General of Police, Crime Investigation Department, Andhra Pradesh, Hyderabad that during the course of investigation in Cr.NO.3/2008, under section 120(B), 409 of the Indian Penal Code and Section 13(1)(d)(ii)&(iii) of the Prevention of Corruption Act, 1988 of CID PS, Hyderabad the accused R.Malathi (A-2) and V.Subrahmanyam (A-3), both Assistant Accounts Officers in the O/o. the State Project Director(SPD), District Primary Education Programme(DPEP), Sarva Siksha Abhiyan(SSA), Hyderabad having conspired with S.Venkaiah(now expired), the then Finance and Accounts Officer (A-1) O/o. the State Project Director(SPD), District Primary Education Programme(DPEP), Sarva Siksha Abhiyan,(SSA), Hyderabad and S.Bhaskar(A-3), S/o.Venkaiah(A-1) got issued (31)cheques amounting to Rs.1,52,98,395/- from the account No.10068082947 of the State Bank of Hyderabad, Bible House Branch, Secunderabad which was opened to operate funds under “MANA TV, KU BAND Scheme”, and caused huge loss to the Government exchequer.

3. And whereas, V.Subrahmanyam(A-3) being the custodian of Cash book, Cheque book and other account records, failed to incorporate the details of unauthorized issue of (31) thirty one cheques by S.Venkaiah(A-1).

(p.t.o)

4. And whereas, all the accused persons mentioned above, entered into criminal conspiracy and embezzled the government amount during the period from 02-02-2005 to 02-06-2005 i.e., even after the said scheme was transferred from District Primary Education Programme, Sarva Siksha Abhiyan to the Director, State Council of Educational Research and Training(SCERT) on 17-12-2004.

5. And whereas, S.Venkaiah(A-1) issued 15 (fifteen) cheques to three different fictitious proprietary concerns, represented by S.Bhaskar(A-4), S/o.S.Venkaiah(A-1) to the tune of Rs.1,16,85,000/-.

6. And whereas, further, S.Venkaiah(A-1) issued 14 (fourteen) self cheques to the tune of Rs.35,51,670/- and got them encashed by V.Subrahmanyam(A-3) and both of them together misappropriated the said amount.

7. And whereas, another two self cheques, to the tune of Rs.61,725/- were issued by S.Venkaiah(A-1), which were encashed by Smt.R.Malathi(A-2) and this amount was misappropriated by them.

8. And whereas, hence, the above accused officers viz., Smt.R. Malathi(A-2) and V.Subrahmanyam(A-3) both Assistant Accounts Officers in the O/o. the State Project Director, District Primary Education Programme (DPEP), Sarva Siksha Abhiyan (SSA), Hyderabad in the capacity of Public Servants conspired with one another for their pecuniary gain by resorting to criminal misconduct by abusing their official positions and cheated the Government and liable for punishment under sections 120(B), 409 of the Indian Penal Code and section 13(1)(d)(ii)&(iii) of the Prevention of Corruption Act, 1988.

9. And whereas, the Government of Andhra Pradesh after fully and carefully examining the report of the Additional Director General of Police, Crime Investigation Department, Andhra Pradesh and the records placed before them consider that the said Officers be prosecuted in a Court of Law for the above mentioned offences.

10. Now, therefore, in exercise of the powers conferred by section 19(1)(b) of Prevention of Corruption Act, 1988 and section 197(1) of the Code of Criminal Procedure, 1973 (Act 2 of 1974) read with the orders issued in G.O.Ms.No.631, Home (Courts-B) Department, Dated:30th April, 1974, the Government of Andhra Pradesh hereby accord sanction for the prosecution of Smt.R.Malathi(A-2)(now retired) and Sri V.Subrahmanyam(A-2)(now under suspension) both previously Assistant Accounts Officers in the O/o. the State Project Director(SPD), District Primary Education Programme(DPEP), Sarva Siksha Abhiyan(SSA), Andhra Pradesh, Hyderabad in a court of law for the offences punishable under sections 120(B), 409 of the Indian

Penal Code, 1860 and sec.13(1)(d)(ii)&(iii) of the Prevention of Corruption Act, 1988 and for any other cognizable offences punishable under any other provisions of Law in respect of the aforesaid acts.

11. Further in exercise of the powers conferred by Sec.197(4) of the Code of Criminal Procedure, 1973 (Act 2 of 1974) the Government of Andhra Pradesh hereby authorize the Deputy Superintendent of Police, Crime Investigation Department, Hyderabad to prosecute the above mentioned accused for the above said offences in a Court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

(J.C.SHARMA),
SECRETARY TO GOVT.(PE&SSA).

To
The Additional Director General of Police, Crime Investigation
Department, Andhra Pradesh, Hyderabad.